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18  
 19 UNITED STATES DISTRICT COURT

20 NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION

21 ERNEST C. WHEELER, ) No. C 08-01738 SBA  
 22 )  
 Plaintiff, ) STIPULATION TO ENLARGE  
 23 ) MEDIATION DEADLINE; [PROPOSED]  
 v. ) ORDER  
 24 )  
 25 MICHAEL CHERTOFF, Secretary, )  
 Department of Homeland Security, Federal )  
 26 Emergency Management Agency )  
 27 )  
 Defendant. )  
 28 )

Subject to the approval of the Court, the parties hereby stipulate that the deadline for mediation in this case will be enlarged from September 12, 2008, to December 15, 2008. The parties agree that this enlargement is necessary to allow both parties time to conduct sufficient discovery to make the mediation more productive. This is the first request for enlargement of the mediation deadline. All other case management deadlines, including the trial date, remain the same.

Respectfully submitted,

**DEL BECCARO, HORNSBY & BLAKE  
POHLS & ASSOCIATES**

Dated: August 12, 2008

By: /s/

Thomas G. Del Beccaro  
Attorneys for Plaintiff **Ernest C. Wheeler**

JOSEPH P. RUSSONIELLO  
United States Attorney

Dated: August 12, 2008

By: \_\_\_\_\_ /s/

NEILL T. TSENG  
Assistant United States Attorney

**PURSUANT TO STIPULATION, IT IS SO ORDERED:**

DATED:

HONORABLE SAUNDRA B. ARMSTRONG  
UNITED STATES DISTRICT JUDGE